

NOT FOR CITATION

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

## DAVID WESLEY HAWKINS.

**Petitioner,**

No. C 03-03668 PJH

v.

**ORDER RE: FURTHER BRIEFING  
AS TO CLAIM FIVE**

**JOHN CAVALLI, Chief, Santa Clara  
County Probation Department**

## Respondent.

On August 30, 2005, this court granted petitioner's request for discovery pursuant to Habeas Rule 6(a). Pursuant to that order, on March 2, 2006, petitioner notified the court that the depositions have been completed.

Accordingly, the parties are hereby ordered to re-brief claim five based on the expanded discovery. Petitioner's opening brief is due **within thirty days** of this court's order. The State's opposition is due **fourteen days** after petitioner's opening brief. Petitioner may file a reply, if any, no later than **seven days** after the State's opposition.

**IT IS SO ORDERED.**

Dated: March 3, 2006

PJS

**PHYLLIS J. HAMILTON**  
United States District Judge